IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE A.K.BASHEER

THURSDAY, THE 25TH OCTOBER 2007 / 3RD KARTHIKA 1929

MACA.No. 1628 of 2007

OPMV.844/2002 of MOTOR ACCIDENT CLAIMS TRIBUNAL, MANJERI

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APPELLANT/PETITIONER:

P.K. MOHAMMED, AGED 40 YEARS,
S/O. AHAMMEDKUTTY HAJI, PANIKKARUKUNNU HOUSE,
PULPATTA, KALTHUMPADI, MANJERI,MALAPPURAM DISTRICT

BY ADV. SRI.P.SAMSUDIN

RESPONDENTS: 3RD RESPONDENT:

THE ORIENTAL INSURANCE CO.LTD.,
BRANCH OFFICE, JASEELA COMPLEX, NILAMBUR ROAD,
MANJERI.

BY

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 25/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.S.RADHAKRISHNAN & A.K.BASHEER, JJ.

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M.A.C.A.No.1628 OF 2007

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Dated this the 25th day of October, 2007

JUDGMENT

Radhakrishnan, J

The short question that arises for consideration in this appeal is whether the compensation amount awarded by the Tribunal is just and reasonable. Appellant was a business man aged 35 years earning a monthly income of Rs.4,500/- p.m. No evidence has been adduced by the appellant to establish his income. He has produced Ext.X1 disability certificate to indicate that disability is 30%. Tribunal awarded a total compensation of Rs.1,08,650/-.

2. Considering the entire facts and circumstances, we are of the view that the Tribunal awarded reasonable amounts in all other heads. We find no reason to interfere with the compensation awarded by the Tribunal.

Therefore, this appeal is dismissed.

K.S.RADHAKRISHNAN, JUDGE

A.K.BASHEER, JUDGE

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